

GEORGIA STATE BOARD OF VETERINARY MEDICINE
December 1, 2004 Board Meeting

A meeting of the Georgia State Board of Veterinary Medicine was held on Wednesday, December 1, 2004, at the Professional Licensing Boards Office in Macon, Georgia.

The following Board members were present:

Jim Brett, DVM, President
Needham Bateman, DVM
Hugh Hill, DVM
Jan Hines, DVM
Eugene Maddox, DVM
Charles Lance

Others Present:

Anita O. Martin, Executive Director
Susan Hewett, Board Secretary
Tricia Downing, Assistant District Attorney/Board Attorney
Laura Adam, GVTAA
Anna Scarberry, GVTAA
Debbie Tillman, GVTAA
Beverly A. Hickman, DVM, Banfield

President Brett established that a quorum was present, and the **Public Hearing** scheduled to begin at 9:30 a.m. was **called to order** at 9:36 a.m.

Rule 700-14 Scope of Practice for Registered Veterinary Technicians – Consider Rule for adoption: Written comments were received from Dr. Ed Mahaffey, President of GVMA, and verbal comments were received from Laura Adam, GVTAA, Anna Scarberry, GVTAA, and Debbie Tillman, GVTAA.

Rule 700-13 Veterinary Specialist – Consider Rule for adoption: No written or verbal comments were received regarding the adoption of this rule.

The hearing was adjourned at 10:20 a.m., and the **meeting** that was scheduled to begin at 9:40 a.m. was **called to order** at 10:20 a.m.

Rule 700-14 Scope of Practice for Registered Veterinary Technicians: Dr. Hill made a motion, Dr. Hines seconded and the Board voted to **table** the adoption of the rule.

Rule 700-13 Veterinary Specialist: Dr. Maddox made a motion, Dr. Hines seconded and the Board voted to adopt the rule.

Chapter 700-13 is a new Chapter with Rule 700-13-.01 that reads as follows:

700-13-.01 Veterinary Specialist

(1) For purposes of this rule "Veterinary Specialist" is defined as a veterinarian who has completed the requirements to become a Diplomate within an American Veterinary Medical (AVMA) recognized veterinary specialty organization or as recognized by the American Board of Veterinary Specialties (ABVS), or other Board-approved organizations, or has obtained an advanced degree (MS or PhD) in a specific area or discipline in veterinary medicine.

(2) For purposes of this rule, it shall be considered unprofessional conduct for a veterinarian to identify himself/herself to the public as a member of an AVMA-

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recognized specialty organization or as recognized by the ABVS, if such certification has not been awarded. Veterinarians should in no way imply specialty unless they are certified by an AVMA-recognized specialty organization or as recognized by the ABVS, or other Board-approved organizations, or have obtained an advanced degree (MS or PhD) in a specific area or discipline in veterinary medicine.

(3) The use of the terms "board eligible" or "board qualified" shall be used only by practitioners with certification from an AVMA-recognized specialty organization or as recognized by the ABVS or other Board-approved organizations.

(4) Nothing in this Rule shall be construed to prohibit the performance of specialty functions by a veterinarian who has not completed the educational requirements stated in these specialty practice guidelines, provided that the veterinarian does not represent himself or herself as a specialist in the particular area of veterinary medicine.

Authority O.C.G.A. § 43-1-19.

The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General's office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Veterinary Medicine.

Minutes from the August 6, 2004 conference call meeting: Dr. Hill made a motion, Dr. Hines seconded and the Board voted to **approve** the minutes as amended.

Minutes from the October 6, 2004 meeting: Dr. Bateman made a motion, Dr. Hill seconded and the Board voted to **approve** the minutes.

Minutes from the November 10, 2004 conference call meeting: Dr. Hill made a motion, Dr. Hines seconded and the Board voted to **approve** the minutes.

Board Policies updated to included Examination Policy for Vet Techs applying on basis of experience and Reinstatement/Reactivation for Vet Techs: Dr. Bateman made a motion, Dr. Hill seconded and the Board voted to **approve** the policies.

Correspondence from R. Brent Swenson, DVM regarding surrender of license: The Board requested that the current reinstatement policy be sent to Dr. Swenson and include information that **reinstatement is at the Board's discretion.**

Correspondence from Robert B. Lipman requesting termination of probation on Dr. Darryl Mickle: Dr. Maddox made a motion, Dr. Hill seconded and the Board voted to **approve** termination of probation.

Correspondence from Brenda Manley, DVM regarding PetMeds: The Board requested that a response be sent to Dr. Manley that her office policy appears to be **in compliance** with Board Rule 700-8-.01.

2005 Board Meeting Schedule: Dr. Hines made a motion, Dr. Bateman seconded and the Board voted to **approve** the meeting schedule.

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Election of Officers: Dr. Bateman made a motion, Dr. Hines seconded and the Board voted for **Dr. Hill to serve as President.**

Dr. Hines made a motion, Dr. Hill seconded and the Board voted for **Dr. Bateman to serve as Vice President.**

Dr. Bateman made a motion, Dr. Hill seconded and the Board voted to approve **Dr. Hines to serve as reviewer of continuing education programs.**

Correspondence from Chris Wolf, DVM regarding ownership of veterinary hospitals: Viewed as **informational**

Budget Information: Viewed as **informational**

Ratify list of newly issued licenses: Dr. Maddox made a motion, Mr. Lance seconded and the Board voted to **ratify** the following list of newly issued licenses.

License No.	Name	License Type
VETF000442	Collett, Stephen Richard	Veterinary Faculty
VETT000562	Wise, Jill P.	Veterinary Technician
VETT000563	Walker, Billie Jean	Veterinary Technician
VETT000564	Gross, Juanita M	Veterinary Technician
VETT000565	Evans, Melissa C	Veterinary Technician
VETT000566	Brooks, Susan L.	Veterinary Technician
VET007207	Maldonado, Nicolas	Veterinarian
VET007208	Williams, Angelina Mattiell	Veterinarian
VET007209	Ryan, Pamela R	Veterinarian
VET007210	Hunter, Stanley	Veterinarian
VET007211	Galipalli, Shashidhar	Veterinarian
VET007212	Amalsadvala, Tannaz	Veterinarian
VET007213	Eiland, Christopher B.	Veterinarian
Reinstatements		
VET005729	Feneque, Jose'	Veterinarian

Rule 700-7 Continuing Veterinary Education – Consider to post: Mr. Lance made a motion, Dr. Hill seconded and the Board voted to **post** the rule as amended.

700-7-.03 Continuing Veterinary Education. Amended.

The Georgia State Board of Veterinary Medicine in accordance with the provisions of State Law and for the purpose of establishing certain minimum standards for continuing education in the best interest of and for the protection of the public health, safety and welfare hereby adopts the following rule:

(a) General Requirements:

1. Each veterinarian licensed to practice in the State of Georgia must obtain thirty (30) hours of Board approved continuing education per biennium for license renewal.

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2. At the time of license renewal, each veterinarian shall certify to the Georgia State Board of Veterinary Medicine that he/she has completed the continuing education required for license renewal.
3. A veterinarian licensed during the first year of a biennium must obtain fifteen (15) hours of continuing education. A veterinarian licensed during the second year of a biennium is exempt from obtaining continuing education for that renewal period. After this time period, the entire thirty (30) hours is required for each renewal.
4. In the event that a veterinarian fails to verify or submit documentation of continuing education credits at the same time of renewal of his/her license, the Board will not process his/her renewal until continuing education requirements have been met and proof of such has been received and approved by the Board.
5. A veterinarian may not carry over continuing education credits from one biennium license renewal period to the next.
6. Each veterinarian must maintain a record of credit hours earned and proof of attendance of such hours for a period of three years from the date of the preceding renewal period and must provide the Board with said documentation upon request.
7. Veterinarians who attend programs where more than one course is taught must maintain proof of the courses attended and the number of hours awarded for each course.

(b) Approved Continuing Education Programs and Hours:

1. Blanket approval is awarded to any National, State and International veterinary association meetings, U. S. D. A. United States Department of Agriculture and Georgia Department of Agriculture sponsored meeting, Board Certified Specialties programs recognized by the American Veterinary Medical Association, all Veterinary School sponsored classes and programs, all AAVSB RACE approved programs, any GVMA constituent organization programs, AAHA programs, programs sponsored by the United States or Southern Animal Health Association and any course approved by another state board.
2. Upon specific request, continuing education courses may be approved by the Board whenever the sponsor provides information with respect to the practice of veterinary medicine. Such requests shall include the following:
 - (i) a detailed course outline or syllabus;
 - (ii) a current curriculum must be provided for each speaker or lecturer;
 - (iii) the procedure to be used for recording attendance;
 - (iv) the number of continuing education hours for which the course sponsor requests approval.
3. Prior approval must be granted for any courses not offered by a blanket approved organization.
4. Credit hours may be earned as follows:
 - (i) One (1) hour may be given for each 50 minutes of contact time. Seminars are composed of lectures or labs; welcoming remarks, business sessions, unstructured demonstrations or degree programs are not considered seminars.
 - (ii) Not more than three (3) hours can be for veterinary audio review. Three (3) hours can be for journal studies where follow-up testing is required. Fifteen (15) hours of interactive computer generated courses will be allowed. Follow-up testing is required.
 - (iii) Not more than ~~three (3)~~ five (5) hours for hospital management.
 - (iv) A maximum of twenty (20) hours will be allowed for any one meeting.
- (c) Continuing Education Audit:
 1. During the renewal period, the Board staff will randomly select up to 25% of its licensees to audit for continuing education compliance. If selected for continuing education audit, each licensee must submit continuing education records to meet the renewal requirements for that license renewal period.
- (d) Provider and Sponsor Criteria: All providers and sponsors must provide the following information to the Board if they have not been awarded blanket approval:
 1. Each sponsor or provider shall have an administrator whose responsibility is to

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maintain the criteria for quality in programming.

2. Providers shall use qualified personnel to develop and present the programs, which shall utilize appropriate instructional materials and resources.

3. Providers shall provide to the Board adequate advanced promotional information, material about target audiences, program content, faculty credentials and fees.

4. Providers shall provide a means of registration of the participants at each program and maintain a record of attendance for a period of three years from the date of the program.

5. Providers shall develop policies and procedures for the management of grievances.

6. Providers shall provide each participant with adequate documentation of his/her successful completion of the program. The documentation shall include:

(i) Name and license number of participant;

(ii) Name of provider;

(iii) Name and title of program;

(iv) Hours/CEU's completed;

(v) Date of completion; and

(vi) Authorizing signature.

7. All continuing education providers seeking approval of the continuing education program by the Georgia State Board of Veterinary shall submit a Program Approval Form for each program presented. These forms should be submitted 60 days in advance.

Authority pending.

Correspondence from Billie Boyd, DVM regarding continuing education: The Board requested that a response be sent that the programs that have already been attended are approved, still needed are 2 hours in ethics, 11 hours in pharmacy laws & regulations. In addition to the program information previously provided, Georgia Pharmacy Association might be a good contact for programs regarding pharmacy laws & regulations.

Dr. Maddox made a motion, Dr. Hill seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A §43-1-19(h)(2) and §43-1-2(k) to deliberate on applications and enforcement matters and to receive information on applications, investigative reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Dr. Hines, Dr. Bateman, Dr. Brett and Mr. Lance. The Board concluded **Executive Session** in order to vote on these matters and to continue with the public session.

Dr. Maddox made a motion, Dr. Hines seconded and the Board voted to **approve** the following recommendations regarding applications and licensure.

- **Application submitted by R.L.G tabled at the October 6th meeting:** Recommendation to **approve**
- **Reinstatement application submitted by G.E.G., DVM:** Recommendation to **reinstate under a Public Consent Order** and Executive Director has permission to accept the order upon receipt on behalf of the Board
- **Application submitted by M.A.S.:** Recommendation to **approve**
- **Renewal Application submitted by D.G., DVM:** Recommendation to allow waiver of rule 700-14 until 3/31/05
- **Application submitted by K.L.R.:** Recommendation to **approve**
- **Application submitted by J.A.R.:** Recommendation to **approve**
- **Renewal Application submitted by C.P., DVM:** Recommendation to allow 20 hours of on-line hours to be completed before 12/31/04. If after 12/31/04, required to meet guidelines in rule and submit late renewal.

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- **C.P., DVM:** The Board reviewed information regarding license renewal for C.P. and voted to allow 20 hours of on-line hours to be completed by 12/31/04 in order to renew license.
- **D.G., DVM:** The Board reviewed information regarding license renewal for D.G. and voted to allow additional time to meet the requirements of Board Rule 700-12 in order to renew license.

Jim Brett, Cognizant Report: Dr. Hines made a motion, Dr. Bateman seconded and the Board voted to **approve** the following recommendations regarding cases reported on by the Cognizant Board member.

<u>CASE NUMBER</u>	<u>RECOMMENDATION</u>
VET050001	Close with letter of concern
VET040072	Table
VET050040	Close
VET050020	Close
VET050039	Close
VET050022	Refer back to Enforcement
VET050023	Refer back to Enforcement

Kathy Harvey, Enforcement Report: Dr. Hines made a motion, Dr. Bateman seconded and the Board voted to **approve** the following recommendation regarding cases reported on from the Enforcement section.

<u>CASE NUMBER</u>	<u>RECOMMENDATION</u>
VET030001	Uphold previous decision
VET040053	Close
VET040058	Refer back to Dept of Agriculture for Further investigation; Refer to GDNA

Reports:

Anita O. Martin, Executive Director:

- Provided renewal statistics

Other Business: The Board may review/discuss other business items not on the agenda.

- The Board requested advice from the Board Attorney as to whether or not only documented US citizens be allowed to receive a veterinary medicine license.
- The Board requested that a letter be drafted to GVMA Legislative Action Committee concerning housekeeping needed to practice act.
- A letter of resignation was received from Dr. Maddox and was read and accepted by the Board.
- Correspondence from Kathleen Carr regarding continuing education: The program information received does not appear to meet criteria of O.C.G.A. §43-50-26(d)(1).

The next Board meeting is scheduled for February 2, 2005 at 9:30 A.M.

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There being no further business to come before the Board, the meeting was adjourned at 3:04 P.M.

Minutes recorded by: Susan S. Hewett, Board Secretary

Minutes edited by: Anita O. Martin, Executive Director